

The state closed its case, and Waring was placed on the stand to testify in his own behalf. He proved an excellent witness. He said he now resides in Columbus, Ohio, with his family, consisting of a wife and four children. He taught school in Columbus, succeeding his father as principal of the High School at that place. He subsequently held a clerkship in the Pension Office at Washington, D. C., and afterwards located in Baltimore. He is now engaged in the practice of law. He said he invested \$3,500 in the Lexington Savings Bank, and that he had lost all his property, consisting of real estate in Baltimore and Washington, in trying to uphold the credit of the late bank. He had striven the harder to uphold it in order to save the means of the needy depositors, who had invested their moneys to the bank's keeping. He said the bank was perfectly solvent, and all drafts on it were honored until it was forced to succumb by those who had determined on the ruin of it, as well as himself.

Waring was recalled Thursday morning. He reiterated his statement made Wednesday that the money alleged to have been embezzled was his own, and related in minute detail his transactions in connection with the bank. He stated that when he found the bank in a tottering condition financially, he exhausted every conceivable effort to maintain its credit. He insisted that the books of the bank will show nothing to indicate fraud on his part. He said there was due the bank in notes, &c., about \$8,000, most of which could even now be collected by proper process. The books and papers of the bank, he said were always open for the inspection of the other officers of the institution, and the sole management of its business was always in his entire control. He concluded his testimony in chief at half-past eleven o'clock, and was afterwards subjected to a rigid cross examination by the state, in which his evidence was unshaken. Several persons, including Mr. F. O. Singer, Br., of the firm of F. O. Singer & Co., testified to the good character of the accused.

The court allowed each side one hour and twenty minutes for argument. State's Attorney Duffy, of Baltimore, opened for the state, and was followed by Messrs. Robert H. Carr, Jr., and Richard B. Tippet, of Baltimore, on the part of the accused. State's Attorney Joseph D. McGuire, of Howard county, closed for the state, and the case was given to the jury at half past five o'clock. The jury at first stood six to six, and not agreeing were out all night. A verdict, of acquittal, however, was reached by morning.